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DAVIS & KUELTHAU

PAGE 01

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App. No. :10/676,769

Inventor: Richard D. McGaughey

Confirmation No.: 7891

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Documents: Second Request for Corrected Filing Receipt with attachments.

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**In re application of****Richard D. McGaughey****Serial No. 10/676,769****Filed: 10/01/2003**

:
: **February 26, 2004**
:
: **Group Art Unit: 3624**
:
: **Confirmation No.: 7891**

**For: METHODS AND APPARATUS FOR SHARING REVENUE ASSOCIATED WITH
NEGATIVE COLLECTION INFORMATION**

Commissioner of Patents
Office of Initial Patent Examination's Filing Receipt Corrections
P.O. Box 1450
Alexandria, VA 22313-1450
FAX: (703) 746-9195

SECOND REQUEST FOR CORRECTED FILING RECEIPT

The above-referenced application was filed on 10/1/2003 claiming the benefit of U.S. Provisional Application No. 60/415,335 filed on 10/1/2002, as referred to in the attached Response to Request for Corrected Filing Receipt. The applicant respectfully disagrees with the conclusion reached by the Office to the effect that the application to which priority is claim "was filed over a year prior to the filing date of this application."

Referencing §201.04(b) of the Sixth Edition of the Manual of Patent Examining Procedure (Revised July 1997) by way of example, the following statement is made:

For example, if a provisional application was filed on June 28, 1996, the last day of pendency of the provisional application under 35 U.S.C. 111(b)(5) is June 28, 1997.

Similarly, referencing § 201.04(b) of the Eighth Edition of the Manual of Patent Examining Procedure (Revised February 2003), the following less direct statement is made:

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For example, if a provisional application was filed on January 15, 1999, the last day of pendency of the provisional application under 35 U.S.C. 111(b)(5) and 35 U.S.C. 119(e)(3) is extended to January 18, 2000 (January 15, 2000 is a Saturday and Monday, January 17, 2000 is a Federal holiday and therefore, the next succeeding business day is Tuesday, January 18, 2000). A nonprovisional application claiming the benefit of the provisional application must be filed no later than January 18, 2000.

In this last example, it is clear that, but for January 15, 2000 being a Saturday, the last day of pendency would be January 15, 2000. In the instant situation, the provisional application was filed on October 1, 2002. Accordingly, the last day of pendency of the provisional application under 35 U.S.C. 111(b)(5) is October 1, 2003. October 1, 2003 is the date of filing of the instant application. Accordingly, the priority claim of October 1, 2002 should be reflected in the instant application. Correction is respectfully requested.

Respectfully submitted,

Richard D. McGaughey,

By 

Joseph S. Heino
Reg. No. 31,524
DAVIS & KUELTHAU, s.c.
111 E. Kilbourn Ave., Ste. 1400
Milwaukee, WI 53202-1633
(414) 225-1452

Patrick M. Bergin
Reg. No. 54,994
111 E. Kilbourn Ave., Ste. 1400
Milwaukee, WI 53202-1633
(414) 225-7563



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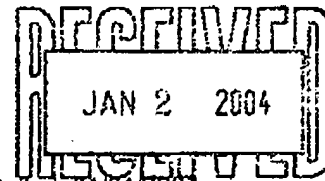
APPLICATION NUMBER	FILING OR 371(c) DATE	FIRST NAMED APPLICANT	ATTY. DOCKET NO./TITLE
10/676,769	10/01/2003	Richard D. McGaughey	13133.20613

CONFIRMATION NO. 7891

24382
JOSEPH S. HEINO, ESQ.
DAVIS & KUELTHAU, S.C.
111 E. KILBOURN
SUITE 1400
MILWAUKEE, WI 53202-6613



OC00000011728623



Date Mailed: 11/21/2004

RESPONSE TO REQUEST FOR CORRECTED FILING RECEIPT

Domestic Continuity and Foreign Priority

In response to your request for a corrected Filing Receipt, the Office is unable to comply with the request because:

- ☐ The priority or continuity claim has not been entered because it was not filed during the required time period. Applicant may wish to consider filing a petition to accept an unintentionally delayed claim for priority. See 37 CFR 1.55 or 1.78.
- ☐ Continuity claimed under 35 U.S.C. § 120 cannot be added to the Filing Receipt without the applicant supplying the relationship (continuation, divisional, or continuation-in-part) in an Application Data Sheet or amendment to the first page of the specification.
- ☐ A claim for priority cannot be made based on an application filed after the application making the claim.
- ☐ Domestic benefit and foreign priority claims will not be captured in a provisional application.
- ☐ A provisional application is not entitled to a right of priority or to the benefit of an earlier filing date of any other application. See 35 U.S.C. § 111(b)(7) and 37 CFR 1.53(c)(4).
- ☐ A domestic continuity claim cannot be made to a foreign application and the filing receipt will only list the foreign country, application number, and filing date.
- ☐ Foreign priority will appear on the Filing Receipt in the following order:
Country, Application number, Filing date.
- ☐ This application is the result of a conversion from a provisional application. Priority based on such application cannot be made since it no longer exists as a provisional application.
- ☒ The application(s) to which priority is claimed were filed over a year prior to the filing date of this application. Therefore, the referenced application(s) cannot be claimed as

— domestic or foreign priority. 60/415,335 filing date 10/01/02

☐ To change the benefit claim of a U.S. prior-filed application, applicant must amend the first sentence of the specification (if the benefit claim is referenced in the specification), or provide a supplemental application data sheet (ADS) (if the benefit claim was submitted in an ADS), with the desired benefit claim. Note that once a benefit claim is deleted, applicant will not be able to claim such prior-filed application again, if the above-identified application was filed on or after November 29, 2000.

☐ To change a foreign priority claim, applicant must submit a supplemental oath or declaration (if the priority claim is referenced in the oath or declaration), or a supplemental application data sheet (ADS) (if the priority claim was submitted in an ADS), with the desired priority claim. If a supplemental ADS is submitted, any deletions should be shown with strikeouts. Note that once a priority claim is deleted, applicant will not be able to claim such foreign application again, if the above-identified application was filed on or after November 29, 2000.

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APPL NO.	FILING OR 371 (c) DATE	ART UNIT	FIL FEE REC'D	ATTY. DOCKET NO	DRAWINGS	TOT CLMS	IND CLMS
10/676,769	10/01/2003	3624	712	13133.20613	8	42	6

CONFIRMATION NO. 7891

24382
JOSEPH S. HEINO, ESQ.
DAVIS & KUELTHAU, S.C.
111 E. KILBOURN
SUITE 1400
MILWAUKEE, WI 53202-6613

FILING RECEIPT



OC000000011567919

Date Mailed: 12/24/2003

Receipt is acknowledged of this regular Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Filing Receipt Corrections, facsimile number 703-746-9195. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s)

Richard D. McGaughey, Racine, WI;

Domestic Priority data as claimed by applicant

Foreign Applications

If Required, Foreign Filing License Granted: 12/23/2003

Projected Publication Date: 04/07/2005

Non-Publication Request: No

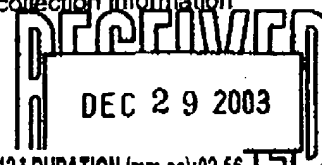
Early Publication Request: No

** SMALL ENTITY **

Title

Methods and apparatus for sharing revenue associated with negative collection information

Preliminary Class



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Title 35, United States Code, Section 184
Title 37, Code of Federal Regulations, 5.11 & 5.15**

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NOT GRANTED

No license under 35 U.S.C. 184 has been granted at this time, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" DOES NOT appear on this form. Applicant may still petition for a license under 37 CFR 5.12, if a license is desired before the expiration of 6 months from the filing date of the application. If 6 months has lapsed from the filing date of this application and the licensee has not received any indication of a secrecy order under 35 U.S.C. 181, the licensee may foreign file the application pursuant to 37 CFR 5.15(b).

- 1 -

APPLICATION FOR UNITED STATES PATENT

SPECIFICATION

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METHODS AND APPARATUS FOR SHARING REVENUE ASSOCIATED
WITH NEGATIVE COLLECTION INFORMATION

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This application claims the benefit of U.S. Provisional Application No. 60/415,335, filed 10/1/2002.

TECHNICAL FIELD

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The present invention relates in general to computer systems and, in particular, to methods and apparatus for electronically reporting credit information and for sharing revenue associated with negative collection information. The uploaded information is automatically tallied and reported via a computer that is configured to provide up-to-date, on demand information to a collection information supplier any time.

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BACKGROUND

Often, when a person or company is extended financial credit and that credit is in default, the matter is turned over to a collection agency for resolution. Typically, the collection agency reports this "negative" credit information to a credit bureau once a month on a magnetic tape. However, most collection agencies are under no legal or financial obligation to report the negative collection information to the credit bureau. The credit bureau stores negative collection information collected from hundreds of collection agencies in a database.

For a fee, subscribers to the database may access the negative collection information.